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OFFICE OF PETITIONS

In re Patent No. 6,853,558	:	
Issued: February 8, 2005	:	LETTER REGARDING PTA AND
Application No. 09/684,124	:	CERTIFICATE OF CORRECTION
Filed: October 6, 2000	:	
Atty. Dkt. No.: 00732	:	

This letter is in response to the "DISCLOSURE OF PATENT TERM ADJUSTMENT ERROR," filed February 14, 2005. The Office thanks patentees for their good faith and candor in bringing this to our attention.

The correct Patent Term Adjustment ("PTA") at the time of the issuance of the patent is 570 days.

Patentees indicate that a possible error appears in the calculation of PTA and suggests a PTA of 571 days, rather than 582 days, is appropriate.

A review of the application history reveals that the revised patent term adjustment of 582 days is in error. There was an Office delay of 607 days within the meaning of 37 C.F.R. 1.702(a)(1). There was a further Office delay of 19 days within the meaning of 37 CFR 1.702(a)(4). In accordance with 37 CFR 1.704(c)(10), a reduction of 56 days can be attributed to patentees. The reduction began September 9, 2004, the day drawings were submitted after Notice of Allowance had been mailed, and ended November 3, 2004, the date an Office communication was mailed in response to the drawings. Hence, the patent term adjustment of 582 days appearing on the letters patent is in error.

As patentees are advising us of an error in providing too much patent term adjustment in this application, no fee is due in connection to this matter.

This application is being forwarded to the Certificate of Correction Branch for issuance of a certificate of correction

indicating that the above-identified patent has received 570 days of patent adjustment.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (703) 305-0310.

Karin Ferriter

for
Karin Ferriter
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy

UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF CORRECTION

PATENT : 6,853,558 B1
DATED : June 15, 2004
INVENTOR(S) : Hu

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 582 days

Delete the phrase "by 582 days" and insert – by 570 days--